

FEB-23-06 THU 12:59 PM HAYES SOLOWAY

FAX NO. 603 8888587

P. 03

701 FEDERAL BUILDING
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

US PALE

T & T TRADEMARK
In re Appln. Of:

MARTIN, Stephen L.

US PATENT & TRADEMARK
OFFICE

Serial No.: 10/660,447

Filed: September 11, 2003

For: Dynamic bass boost apparatus and method

Group Art Unit: 2644

Examiner: MEI, Xu

DOCKET: BOSACO.1010

Commissioner for Patents
PO BOX 1450
Alexandria, VA 22313-1450
ATTN: Refund Section, Accounting Div., Office of Finance

REQUEST FOR REFUND

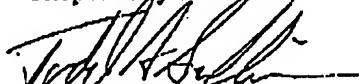
Dear Sir:

This is a request for a refund with respect to the charge of \$ 575.00 to the American Express Account No. shown on the enclosed copy of form PTO-2038 dated July 1, 2005 for the above-identified patent application.

The \$575.00 was paid, in error, with a response to an official action to cover the extension fee. However according to the action mailed February 24, 2005 the Applicant was given no period for reply, therefore, the maximum statutory period of 6 months applied. A copy of page one of the action and the return postcard are enclosed evidencing receipt thereof by the PTO.

Please credit Deposit Account No. 08-1391 in the amount of \$575.00.

Respectfully submitted,



Todd A. Sullivan
Attorney for Applicant
Reg. No. 47,117

HAYES SOLOWAY P.C.
120 W. CUSHING ST
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TEL. 520.882.7623
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175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.628.1400
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FEB-23-06 THU 12:59 PM HAYES SOLOWAY

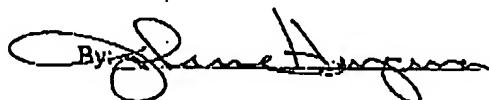
FAX NO. 603 6688587

P. 04

U.S. Serial No. 10/660,447
Docket: BOSACO.1010

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on November 15, 2005 at Manchester, New Hampshire.

By: 

HAYES SOLOWAY P.C.
130 W. CUSHING ST
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Office Action Summary

Application No.	Applicant(s)
10/660,447	MARTIN ET AL.
Examiner	Art Unit
Xu Mol	2844

~ The MAILING DATE of this communication appears on the cover sheet with the correspondence address ~
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ____ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Each issue of time may be available under the provisions of 37 CFR 1.13G(b). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply rendered by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any extension patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 11 September 2003.
- 2a) This action is FINAL. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11,453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-56 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1-7,9-16,18-33,35-37,39-54 and 56 is/are rejected.
- 7) Claim(s) 8,17,34,38 and 55 is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(n).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All b) Some * c) None of:
 - 1) Certified copies of the priority documents have been received.
 - 2) Certified copies of the priority documents have been received in Application No. _____.
 - 3) Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) /
Paper No(s)/Mail Date 20040208
- 4) Interview Summary (PTO 413)
Paper No(s)/Mail Date _____
- 5) Notice of Informal Patent Application (PTO-162)
- 6) Other: _____

RESPONSE AND AMENDMENT TOGETHER WITH
PETITION FOR TWO MONTH EXTENSION

Appln. of: MARTIN
Serial No.: 10/660,447
Filed: September 11, 2003
For: DYNAMIC BASS BOOST APPARATUS AND METHOD
Docket: BOSACO.1010

Received:

1. Form PTO-2038 in the sum of \$575
2. Amendment transmittal letter (1 pg)
3. Response and Amendment (35 pgs)
4. Petition for two month Extension of time (1 pg)

7/1/05 -- jah

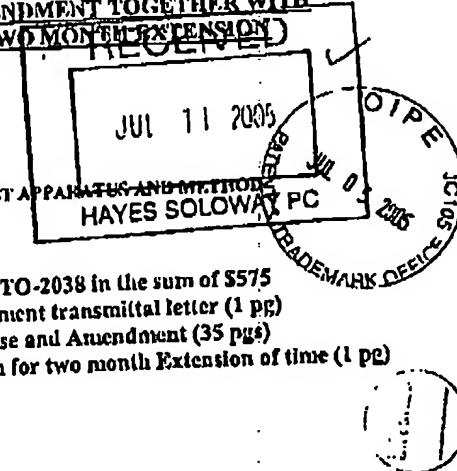
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7/1/05 -- jah



**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)
(Small Entity)**

Docket No.
Bosaco.1010

In Re Application Of: MARTIN, et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/660,447	9/11/02	MEI, Xu	26812	2644	4905

Invention: Dynamic Bass Boost Apparatus and Method



COMMISSIONER FOR PATENTS:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of February 24, 2005 in the above-identified application.

The requested extension is as follows (check time period desired):

<input type="checkbox"/> One month	<input checked="" type="checkbox"/> Two months	<input type="checkbox"/> Three months	<input type="checkbox"/> Four months	<input type="checkbox"/> Five months
from: _____	May 24, 2005	until: _____	July 24, 2005	
	<i>Date</i>		<i>Date</i>	

Applicant claims small entity status. See 37 CFR 1.27

The fee for the extension of time is \$225 and is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 08-1391
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 08-1391
- Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Dated: July 1, 2005

Peter A. Nieves, Reg. No. 48,173

07/07/2005 BABRAHAI 00000010 10660447

D1 AC:2252 225.00 OP

Adjustment date: 03/21/2006 SDIRETA1
07/07/2005 BABRAHAI 00000010 10660447
01 PC-288 -225.00 OP

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on
July 1, 2005


(Date)

Signature of Person Mailing Correspondence
Johanne Hrycuna

Typed or Printed Name of Person Mailing Correspondence

Refund Ref:
03/21/2006

0030030051

Credit Card Refund Total: \$225.00

Ac Exp.: XXXXXXXXXXXX3006

BEST AVAILABLE COPY

FEB-23-08 THU 12:58 PM HAYES SOLOWAY

FAX NO. 603 6688567

P. 01

HAYES SOLOWAY P.C.

175 CANAL STREET
MANCHESTER, NH 03101
USA

TELEPHONE: (603) 668-1400
TELEFAX: (603) 668-8567

FACSIMILE TRANSMITTAL

To: Attn: Refund Branch Fax No. 571-273-6500
US Patent Office

From: Johanne Hrycuna DATE: 2/23/08

RE: Serial # 10/460,447

Pages: 7, INCLUDING COVER SHEET

Please contact us at (603) 668-1400 and ask for _____
if there is a problem with this transmission.

REMARKS:

Request for Refund - Second Request

THE DOCUMENTS ACCOMPANYING THIS TELEFAX TRANSMISSION ARE CONFIDENTIAL, AND LEGALLY PRIVILEGED. THIS INFORMATION IS ONLY INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF YOU ARE NOT THE NAMED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR TAKING OF THIS INFORMATION FOR ANY USE WHATSOEVER IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL FACSIMILE TO US AT THE ABOVE ADDRESS VIA THE POSTAL SERVICE. THANK YOU.

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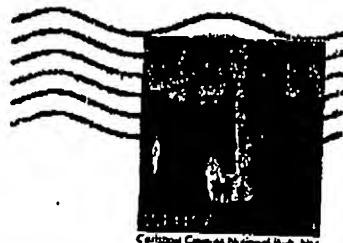
FAX NO. 603 6688567

P. 02

(Back)

NO VA 220

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HAYES SOLOWAY P.C.
OFFICE
175 Canal Street, 4th Floor
Manchester, NH 03101-2335

RECEIVED MAILING BOTTLE

(Front)

REQUEST FOR REFUND

Appn. of: MARTIN
Serial No.: 10/660,447
Filed: September 11, 2003
Fgr: DYNAMIC BASS BOOST APPARATUS AND METHOD
Docket: BOSACO.1010

Received: 1. Request for Refund (2 pg(s))

US PATENT & TRADEMARK
OFFICE

2. Copy of case one of action
3. Copy of return postcard

4. Copy of Form PTO-2038

11/15/05 - jah

RECD	VERIFIED
11/15/05	✓
HAYES SOLOWAY PC	

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U.S. Serial No. 10/660,447
Docket: BOSACO.1010

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By: 

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